

ASSEMBLY BILL

No. 1543

Introduced by Assembly Member Leno

February 23, 2007

An act to add Chapter 9 (commencing with Section 1967) to Division 2.5 of the Streets and Highways Code, relating to transportation.

LEGISLATIVE COUNSEL'S DIGEST

AB 1543, as introduced, Leno. Treasure Island Transportation Management.

Existing law authorizes the City and County of San Francisco to designate the Treasure Island Development Authority as a redevelopment agency under the Community Redevelopment Law for the purpose of converting and redeveloping certain property that formerly constituted the Naval Station Treasure Island.

This bill would enact the Treasure Island Transportation Management Act, and would authorize the board of supervisors of the City and County of San Francisco to designate or create a board or agency to act as the transportation management agency for Treasure Island, defined to also include Yerba Buena Island. The bill would authorize the transportation management agency, pursuant to the terms of a resolution adopted by the board of supervisors, to impose on Treasure Island congestion pricing fees, on-street and off-street parking fees, and a transit pass fee structure. The bill would require the agency to adopt an expenditure plan for the net revenues from the fees, which would be spent on various transportation purposes. The bill would specify the powers and duties of the agency on these and other related matters.

Existing law provides that a local agency may not impose a new tax, permit fee, or other charge for the privilege of using its streets and roads on or after June 1, 1989, except a permit fee for extra legal loads.

This bill would provide that this prohibition does not apply to the congestion pricing fee authorized by this bill.

The bill would make findings and declarations of the Legislature that because of the unique circumstances applicable to Treasure Island, a general statute cannot be made applicable and that therefore enactment of a special statute is necessary.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Chapter 9 (commencing with Section 1967) is added to Division 2.5 of the Streets and Highways Code, to read:

CHAPTER 9. TREASURE ISLAND TRANSPORTATION
MANAGEMENT

1967. This act shall be known and may be cited as the Treasure Island Transportation Management Act.

1967.1. The Legislature finds and declares that the purpose of this act is to accomplish all of the following:

(a) To facilitate the implementation of an innovative, sustainable transportation plan for the development of Treasure Island that will minimize the impact of Treasure Island development on the traffic on the San Francisco-Oakland Bay Bridge.

(b) To develop a comprehensive set of transportation demand management programs to encourage and facilitate transit use and to minimize the impacts of private automobile use on Treasure Island.

(c) To create a flexible institutional structure that can set parking and congestion pricing rates, monitor the performance of the system, collect revenues, and direct generated revenues to public transit systems serving Treasure Island.

(d) To establish a reliable source of funding for transportation services and programs serving Treasure Island.

1967.2. For purposes of this chapter, the following terms have the following meanings:

1 (a) “City” means the City and County of San Francisco.

2 (b) “Treasure Island” means Treasure Island and Yerba Buena
3 Island.

4 (c) “Transportation management agency” means the Treasure
5 Island Transportation Management Agency designated by the
6 board of supervisors of the city pursuant to Section 1967.3.

7 1967.3. The board of supervisors of the city is hereby
8 authorized to designate a city board or agency that shall act as the
9 transportation management agency. Notwithstanding Chapter 898
10 of the Statutes of 1997 or any subsequent amendments to that
11 chapter, the transportation management agency shall have the
12 complete power to do any or all of the following pursuant to the
13 terms of a resolution adopted by the board of supervisors:

14 (a) Establish, impose, and administer automobile congestion
15 pricing fees on Treasure Island and to set those fees in the manner
16 deemed necessary and proper by the transportation management
17 agency to implement the goals set forth in Section 1967.2.

18 (b) Establish, impose, and administer on-street and off-street
19 parking fees on Treasure Island and to set those fees in the manner
20 deemed necessary and proper by the transportation management
21 agency to implement the goals set forth in Section 1967.2.

22 (c) Establish, impose, and administer a transit pass fee structure
23 applicable to for-sale housing or rental housing on Treasure Island
24 and on other users of Treasure Island and to set those fees in the
25 manner deemed necessary and proper by the transportation
26 management agency to implement the goals set forth in Section
27 1967.2.

28 (d) Undertake studies, performance evaluations, and other
29 mechanisms as it deems necessary and proper to set and amend
30 the congestion pricing, parking, and transit pass fees from time to
31 time.

32 (e) Collect all revenues generated from the congestion pricing
33 and parking programs and to use all those revenues for the direct
34 expenses related to the operation (including collection and
35 enforcement), maintenance, construction, and administration of
36 the program authorized by this chapter on Treasure Island.

37 (f) Adopt an expenditure plan at regular intervals for the
38 allocation of all net revenues generated by the program that remain
39 after payment of direct expenses pursuant to subdivision (e) for
40 transportation purposes on Treasure Island, and to take all actions

1 in furtherance of the expenditure plan, which may include entering
2 into contracts, cooperative agreements, and direct funding for all
3 of the following:

4 (1) The construction and maintenance of transportation facilities,
5 including the design, preconstruction, and other related costs
6 directly related to Treasure Island.

7 (2) Transit capital and operational costs for services that directly
8 serve Treasure Island.

9 (3) Transit impact mitigation measures as adopted from time to
10 time.

11 (g) Enter into contracts and cooperative agreements with
12 regional or state agencies to the extent deemed necessary and
13 proper by the transportation management agency to implement the
14 goals set forth in Section 1967.2.

15 (h) Take all other steps as the transportation management agency
16 deems necessary and proper to accomplish the goals set forth in
17 Section 1967.2, pursuant to the authorizing resolution of the board
18 of supervisors adopted pursuant to Section 1967.3.

19 1967.4. Section 9400.8 of the Vehicle Code shall not apply to
20 any fee imposed by this chapter.

21 1967.5. The city may bring an action pursuant to Sections 860
22 to 870, inclusive, of the Code of Civil Procedure to confirm the
23 validity of any resolution adopted by the board of supervisors of
24 the city or the transportation management agency.

25 SEC. 2. The Legislature finds and declares that because of the
26 unique circumstances applicable to Treasure Island that necessitate
27 an innovative, sustainable transportation plan, a statute of general
28 applicability cannot be enacted within the meaning of subdivision
29 (b) of Section 16 of Article IV of the California Constitution, and
30 the enactment of a special statute is therefore necessary.